

MISC.CIVIL APPLICATION NO. 1557 OF 1992.

Date of decision: 27.11.1995.

For approval and signature

The Honourable Mr. Justice S.M. Soni

and

The Honourable Mr. Justice R.R. Jain

Mr. M.H. Shaikh, advocate for petitioner.

Mr. K.S. Nanavati, advocate for respondents.

1. Whether Reporters of Local Papers may be allowed to see the judgment?
2. To be referred to the Reporter or not?
3. Whether their Lordships wish to see the fair copy of judgment?
4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 or any order made thereunder?
5. Whether it is to be circulated to the Civil Judge?

Coram: S.M. Soni & R.R.Jain, JJ.

November 27, 1995.

Oral judgment (Per Soni, J.)

This court in Misc. Civil Application No.225 of 1990 and allied matters has held that Industrial Tribunal is not a court subordinate to the High Court as contemplated under Section 10 of the Industrial Disputes Act relying on the judgment of the Supreme Court in the case of the Alahar Co-operative Credit Service Society vs. Sham Lal,

reported in 1995 (2) GLH 550. In this view of the matter, the petition is not maintainable and deserves to be dismissed.

In the result, petition is dismissed. Rule discharged.
No costs.